

EXHIBIT 1



1
2 Entered on Docket
3 April 01, 2008
4

Hon. Linda B. Riegle
United States Bankruptcy Judge

6 **LEWIS AND ROCA LLP**
7 3993 Howard Hughes Parkway, Suite 600
8 Las Vegas, NV 89169-5996
9 Facsimile (702) 949-8321
10 Telephone (702) 949-8320
11 Susan M. Freeman AZ State Bar No. 004199
12 Email: sfreeman@irlaw.com
13 Rob Charles NV State Bar No. 006593
14 Email: rcharles@irlaw.com
15 John Hinderaker AZ State Bar No. 018024
16 Email: jhinderaker@irlaw.com
17 *Attorneys for USACM Liquidating Trust*

18 **UNITED STATES BANKRUPTCY COURT**
19 **DISTRICT OF NEVADA**

20 In re:
21 USA Commercial Mortgage Company,
22 USA Capital Realty Advisors, LLC,
23 USA Capital Diversified Trust Deed Fund, LLC,
24 USA Capital First Trust Deed Fund, LLC,¹
25 USA Securities, LLC,²

26 **Debtors.**

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR¹
Case No. BK-S-06-10729-LBR²

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING FIRST
OMNIBUS OBJECTION OF USACM
TRUST TO PROOFS OF CLAIM
BASED UPON INVESTMENT IN
THE URBAN HOUSING ALLIANCE
- 435 LOFTS LOAN**

Hearing Date: March 25, 2008

Hearing Time: 9:30 a.m.

¹ This bankruptcy case was closed on October 12, 2007.

² This bankruptcy case was closed on December 26, 2007.

1 Pending before the Court is the USACM Liquidating Trust's First Omnibus
2 Objection to Proofs of Claim Based Upon Investment in the Urban Housing Alliance –
3 435 Lofts Loan (the "Objection") [DE 5863]. Adequate notice of the Objection was given.
4 No responses were filed to the Objection and no opposition was raised to the Objection at
5 the hearing on March 25, 2008. Good cause appearing,

6 IT IS ORDERED that the Objection is sustained and the Proofs of Claim listed on
7 Exhibit A attached are disallowed in their entirety because they were based entirely upon
8 an investment in the Urban Housing Alliance – 435 Lofts Loan.

9 ####

10 PREPARED AND SUBMITTED:

11 **LEWIS AND ROCA LLP**

12
13 By: /s/ RC (#0006593)
14 Susan M. Freeman
15 Rob Charles
16 John Hinderaker
17 *Attorneys for USACM Liquidating Trust*

21
22
23
24
25
26

1 CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

2 In accordance with Local Rule 9021, the undersigned certifies:

3 The Court waived the requirements of approval under LR 9021.

4 No parties appeared or filed written objections, and there is no trustee appointed
5 in the case.

6 No opposition was filed to the motion and no other party or counsel appeared at
7 the hearing.

8 I have delivered a copy of this proposed order to all attorneys and unrepresented
9 parties who have appeared at the hearing, and any trustee appointed in the case,
10 and each has approved or disapproved the order, or failed to respond, as
11 indicated below:

12 **LEWIS AND ROCA LLP**

13 By: /s/ RC (#0006593)
14 Susan M. Freeman
15 Rob Charles
15 John Hinderaker
16 *Attorneys for USACM Liquidating Trust*

**URBAN HOUSING LOAN
FIRST OMNIBUS OBJECTION**

**EXHIBIT A
Single Loan Claims**

| Claim | Name | Address | Total Claim Amount | Amount Subject to Objection Because it Relates to an Investment In the Urban Housing Loan |
|--------------------|---|---|---------------------------|--|
| 10725-00903 | Ursula Greger and Stephanie Curran | 95703 Kittery Road Brookings, OR 97415 | \$55,000.00 | \$55,000.00 |
| 10725-00956 | Ursula R. Greger and Stephanie Curran | 95703 Kittery Road Brookings, OR 97415-8158 | \$55,000.00 | \$55,000.00 |
| 10725-02249 | McQuerry Family Trust | William L. McQuerry 318 Singing Brook Circle Santa Rosa, CA 95409 | \$51,047.26 | \$51,047.26 |
| 10725-00069 | Anthony and Nancy Prescia | 5475 West Teco Avenue Las Vegas, NV 89118 | \$115,000.00 | \$115,000.00 |
| 10725-00411 | John Weaver | 9225 Cordoba Boulevard Sparks, NV 89436 | \$100,000.00 | \$100,000.00 |
| 10725-00321 | SB Wright Family Trust Dtd. 12/28/94 | Melvin B. and Susan D. Wright Ttees 3983 South McCarran Boulevard Reno, NV 89502-7510 | \$746.52 | \$746.52 |